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Attorney for Plaintiff

IN THE UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF CALIFORNIA

AF HOLDINGS LLC,

Plaintiff,

v.

JOHN DOE,

Defendant.

No. 3:12-CV-02415-CRB

**PLAINTIFF'S MOTION FOR
ADMINISTRATIVE RELIEF FOR
LEAVE TO CONTINUE INITIAL CASE
MANAGEMENT CONFERENCE**

**PLAINTIFF'S MOTION FOR ADMINISTRATIVE RELIEF FOR LEAVE TO CONTINUE
INITIAL CASE MANAGEMENT CONFERENCE**

Plaintiff AF Holdings LLC, by and through its undersigned counsel, and pursuant to Northern District of California Local Rule (hereinafter "L.R.") 7-11, hereby moves this Court for administrative relief for an order continuing the initial case management conference for good cause. Per the Order Granting Plaintiff's Motion for Leave to Continue Initial Case Management Conference (hereinafter "December 3, 2012 Order"), the CMC is scheduled for January 11, 2013. (ECF No. 16.) John Doe is an individual associated with the Internet Protocol ("IP") address 67.160.221.52 (ECF No. 8 ¶ 4). As explained in Plaintiff's most recent Case Management Conference Statement, Plaintiff has moved the court for leave to file its Second Amended Complaint to name the Defendant in this case, and the hearing on that Motion is scheduled for January 18, 2013. As such, Plaintiff contends that continuing the Case Management Conference until after the Court has ruled on Plaintiff's Motion for Leave to File Second Amended Complaint, and has had

1 time to effectuate service upon Defendant to allow him to participate in the case, would be the ideal
2 and most efficient course of action for all involved.

3 At this juncture, Plaintiff believes that, in light of the above, a case management conference
4 is unnecessary as there is nothing substantive to report at this time outside of the matters discussed
5 herein. Before Plaintiff names and serves the Defendant to this case, such a hearing would be a
6 waste of the Court's time and resources.

7 For these reasons, Plaintiff respectfully requests that this Court continue the CMC to **Friday,**
8 **February 22, 2013, at 8:30 a.m.,** or to a later date that is in accordance with this Court's schedule.

9
10 Respectfully Submitted,

11 PRENDA LAW INC.,

12
13 **DATED: January 4, 2013**

14 By: /s/ Brett L. Gibbs, Esq.

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20 *Attorney for Plaintiff*

21 Signed: January 8, 2013

